

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CIVIL ACTION NO. 5:18-CV-00190-GCM**

**PAMELA ROBEY  
DANIEL ROBEY,**

**Plaintiffs,**

**v.**

**FEDERAL DEPOSIT INSURANCE  
CORPORATION  
JP MORGAN CHASE BANK, N.A.  
TRUSTEE SERVICES OF CAROLINA,  
LLC  
BAYVIEW LOAN SERVICING, LLC  
AARON ANDERSON  
BROCK AND SCOTT, PLLC,**

**Defendants.**

**ORDER**

**THIS MATTER COMES** before this Court on Defendant's Motion for Reconsideration. (Doc. No. 89). This matter came to this Court via transfer from the Southern District of Florida on December 6, 2018. In the Order transferring the case to this Court, the Court in the Southern District of Florida Denied as Moot Defendant's Rule 12(b)(1) and 12(b)(6) motions. Defendant now asks this Court to reconsider that ruling.

The Court summarily declines to reconsider the ruling of the Southern District of Florida. Rather than reconsider the motions as presented in the Southern District of Florida, this Court will allow Defendant to file any answer or other responsive pleading in this case with this Court, including the Rule 12(b)(1) and 12(b)(6) motions. Defendant will have twenty (20) days from entry of this Order to answer or otherwise respond to the Amended Complaint.

Therefore, it is **ORDERED** that Defendant's Motion for Reconsideration is **DENIED** without prejudice. Defendant will have twenty (20) days from entry of this Order to answer or otherwise respond to the Amended Complaint. This Order also rules upon Defendant's Unopposed Motion for Extension of Time. (Doc. No. 91). As such, the Clerk is directed to terminate that Motion as Moot.

**SO ORDERED.**

Signed: January 16, 2019

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
United States District Judge

